

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.09 SS, Closed Area No. 55-I, Indian Head, Machiasport.

TEXT OF RULE: DMR Regulation 95.09 SS, Closed Area No. 55-I, Indian Head, Machiasport.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels from all shores, flats and waters inside and southerly of a line extending from the northeasterly end of Holmes Point, Larrabee Cove, Machiasport easterly to the northernmost end of the point that is located about three-tenths of a mile northwest of the easternmost point on Indian Head.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: September 24, 1990

AGENCY CONTACT PERSON: Robert D. Lewis  
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BANGOR DAILY NEWS  
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STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources adopts this emergency rule to prevent the taking of clams, quahogs, oysters and mussels from the shores, flats and waters of the southern side of Larrabee Cove. This closed area includes a stream that drains the heath located southwest of Larrabee Cove. Department personnel have determined that current information is not available to assure that this area is not subject to microbiological pollution. Harvest of clams, mussels, oysters and quahogs from the closed area could pose a threat to the public health.

  
E. PENN ESTABROOK  
Deputy Commissioner

